

SAS:jam 4239-55414 91951 01/09/02

**KLARQUIST SPARKMAN, LLP**16th Floor World Trade Center, 121 S.W. Salmon Street, Portland, Oregon 97204 U.S.A.  
PHONE: 503-226-7391 FAX: 503-228-9446**PLEASE DELIVER DIRECTLY TO EXAMINER****Fax No.:** (703) 746-5282**Total No. Pages:** 4 including this cover sheet**Message:** Transmitted herewith for filing in the above-identified application is a Preliminary Amendment and Marked-up Version of Amended Claims. If you do not receive all pages or if you have problems receiving transmittal, please call Susan Alpert Siegel, Ph.D. at (503) 226-7391. The fee (large entity) has been calculated as shown below.

In re application of: Tosato et al.

Application No.: 09/828,000

Filed: April 6, 2001

For: VASOSTATIN AS MARROW PROTECTANT

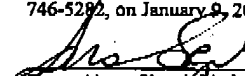
Examiner: Natalie Davis

Art Unit: 1552

Date: January 9, 2002

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence and any documents referred to as being attached or enclosed herewith are being transmitted to the United States Patent and Trademark Office, to the attention of Examiner Davis, U.S. Patent and Trademark Office, at the facsimile telephone number (703) 746-5282, on January 9, 2002.

  
Susan Alpert Siegel, Ph.D.  
Agent for ApplicantFEE CALCULATION FOR CLAIMS AS AMENDED


For	No. after amendment	No. paid for previously	Extra	Rate	Fee
Total Claims	49	- 49*	= 0	\$18.00	\$ 0.00
Indep.	7	- 7**	= 0	\$84.00	\$ 0.00

&lt;&lt;One/Two/Three&gt;&gt;-month Extension of Time (1 month = \$110.00 2 months = \$400.00 3 months = \$920.00)

**TOTAL FEE FOR THIS AMENDMENT** **\$0.00**

\*greater of twenty or number for which fee has been paid. \*\*greater of three or number for which fee has been paid.

- ☒ No additional fee is required.
- ☒ Please charge this fee and any additional fees that may be required in connection with filing of this Preliminary Amendment and Marked-up Version of Amended Claims to Deposit Account 02-4550.

  
Susan Alpert Siegel, Ph.D.  
Registration No. 43,121January 9, 2002  
Date

cc: Docketing

THE INFORMATION CONTAINED IN THIS TRANSMISSION IS CONFIDENTIAL AND ONLY FOR THE INTENDED RECIPIENT IDENTIFIED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION OR USE OF THIS COMMUNICATION IS UNLAWFUL. IF YOU HAVE RECEIVED THIS TRANSMISSION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE (COLLECT), RETURN THE ORIGINAL MESSAGE TO US, AND RETAIN NO COPY.